

COMBINED DECLARATION AND POWER OF ATTORNEY
IN ORIGINAL APPLICATION

Atty Dkt. No: 13338

As a below named inventor, I hereby declare that:
My residence, post office address and citizenship are as stated
below next to my name.

I believe I am the original, first and sole inventor (if
only one name is listed below) or an original, first joint
inventor (if plural names are listed below) of the subject matter
which is claimed and for which a patent is sought on the
invention entitled:

SWITCH SYSTEM FOR PREVENTING MARINE PROPELLER INJURIES
the specification of which X is enclosed herewith or was
filed on as Application Serial No. and was
amended on (if applicable).

I hereby state that I have reviewed and understand the
contents of the above identified specification, including the
claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is
material to the examination of this application in accordance
with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35,
United States Code, §119 of any foreign applications(s) for
patent or inventor's certificate listed below and have also
identified below any foreign application for patent or inventor's
certificate having a filing date before that of the application
on which priority is claimed.

Prior Foreign Applications(s):

COUNTRY APPLICATION NUMBER
DATE OF FILING PRIORITY CLAIMED UNDER
35 U.S.C.119 YES NO

COUNTRY APPLICATION NUMBER
DATE OF FILING PRIORITY CLAIMED UNDER
35 U.S.C.119 YES NO

09372404-081099

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37 Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO. _____ DATE OF FILING _____
STATUS: _____ PATENTED _____ PENDING _____ ABANDONED

APPLICATION SERIAL NO. _____ DATE OF FILING _____
STATUS: _____ PATENTED _____ PENDING _____ ABANDONED

POWER OF ATTORNEY

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

THEODORE J. BIELEN, JR., Registration No. 27,420

RICHARD ESTY PETERSON, Registration No. 26,495

THOMAS R. LAMPE, Registration No. 22,454

Address all calls to:

Theodore J. Bielen, Jr., telephone No: 925/937-1515

Address all correspondence to:

THEODORE J. BIELEN, JR.

Bielen, Peterson & Lampe

1990 N. California Blvd., Suite 720

Walnut Creek, CA 94596

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false

statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1. Full name of sole or first inventor: Harry A. Bouge

Inventor's signature: Harry A. Bouge Date: 7/30/99

Residence: 635 Hall Street, Apt. 44 Citizenship: U.S.A.
Susanville, CA 96130

Post Office Address: 635 Hall Street, Apt. 44
Susanville, CA 96130

2. Full name of second joint inventor: Donald T. Steep

Inventor's signature: Donald T. Steep Date: 7/30/99
Residence: 6231 Ridgetop Road Citizenship: U.S.A.
Anderson, CA 96007

Post Office Address: 6231 Ridgetop Road
Anderson, CA 96007

Applicant or Patentee: **PROPGUARD et al**

Serial or Patent No:

Attorney's

Docket No: **13338**

Filed or Issued:

For: **SWITCH SYSTEM FOR PREVENTING MARINE PROPELLER INJURIES**

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f)-INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled: **SWITCH SYSTEM FOR PREVENTING MARINE PROPELLER INJURIES** described in

- ☒ the specification filed herewith
☐ application serial no. _____, filed _____
☐ patent no. _____, issued _____

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ no such person, concern, or organization
☒ persons, concerns or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: **PropGuard, Inc.**

ADDRESS: 19806 Hirsch Court, B-7, Anderson, California 96007

☐ INDIVIDUAL ☒ SMALL BUSINESS ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.
(37 CFR 1.28(b))

I hereby declare that statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR: **Harry A. Bouge**

Signature of Inventor: Harry A. Bouge

Date: 7/30/99

NAME OF INVENTOR: **Donald T. Steep**

Signature of Inventor: Donald T. Steep

Date: 7/30/99

037241-08109
660780-1942560

Applicant or Patentee: **BOUGE et al**

Attorney's

Serial or Patent No: _____ Docket No: **13338**

Filed or Issued: _____

For: **SWITCH SYSTEM FOR PREVENTING MARINE PROPELLER INJURIES**

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f)-SMALL BUSINESS CONCERN

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act
on behalf of the concern identified below:

NAME OF CONCERN: **PropGuard, Inc.**

ADDRESS OF CONCERN: **19806 Hirsch Court, B-7
Anderson, CA 96007**

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **SWITCH SYSTEM FOR PREVENTING MARINE PROPELLER INJURIES** by inventor(s) **Harry A. Bouge and Donald T. Steep** DESCRIBED IN

- ☒ the specification filed herewith
☐ application serial no. _____, filed _____
☐ patent no. _____, issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: NONE

ADDRESS: NONE

☐ INDIVIDUAL ☐ SMALL BUSINESS ☐ NONPROFIT ORGANIZATION

FULL NAME _____

ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS ☐ NONPROFIT ORGANIZATION

FULL NAME _____

ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.

(37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING:

TITLE OF PERSON OTHER THAN OWNER:

ADDRESS OF PERSON SIGNING:

KEITH A. JACKON
PRESIDENT PROPGUARD INC.
19806 Hirsch Court, B-7
Anderson, CA 96007

SIGNATURE _____

DATE _____

8/2/89